

LYNCHBURG CITY COUNCIL REPORT

Meeting Date: February 12, 2002

Council Report # _____

Contact: Pat Kost (847-1443/ext. 228)

Report Writer: Pat Kost (847-1443/ext. 228)

Subject: Street Vacation

Purpose of Action:

- To vacate a portion of street right-of-way located between 412 and 500 Robin Drive

Requested Action: Adopt ordinance to vacate a portion of street right-of-way located between 412 and 500 Robin Drive

Prior Action: January 22, 2002: Technical Review Committee Review
 February 5, 2002: Physical Development Committee Review

Attachments: Plat; Technical Review Committee Report; Ordinance to vacate

Resolution/Ordinance: Attached

019P

Other Information: Petitioner: Dennis C. Jacobs.

AN ORDINANCE VACATING A PORTION OF STREET RIGHT-OF-WAY LOCATED
BETWEEN 412 AND 500 ROBIN DRIVE

WHEREAS the City of Lynchburg on its own motion is proposing to vacate a portion of street right-of-way located between 412 and 500 Robin Drive; and

WHEREAS the adjacent property owner is the only adjoining property owner and is in agreement to vacating the portion of street right-of-way located between 412 and 500 Robin Drive; and

WHEREAS City Council finds that no public inconvenience will result from vacating the portion of street right-of-way located between 412 and 500 Robin Drive;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Lynchburg, on its own motion, and in accordance with the provisions of Section 15.2-2006 of the Code of Virginia, 1950, as amended, and Section 35-71 through Section 36-77 of the City Code, 1981, as amended, the following described portion of street right-of-way located between 412 and 500 Robin Drive be, and the same hereby is discontinued and vacated, namely:

Fifty-foot portion of street right-of-way located between 412 and 500 Robin Drive.

Provided, however, that an easement to locate, relocate, repair, replace, maintain and perpetually operate all utilities currently located therein or needed by the City in the future is hereby reserved unto the City of Lynchburg, and the construction of any building or structure or the use of the vacated property in any manner that could interfere with the City's right to locate, relocate, repair, replace and maintain and perpetually operate utilities is prohibited without the prior written approval of the City Manager's Office, City Utilities Division and the City Engineering Division.

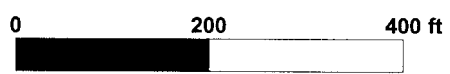
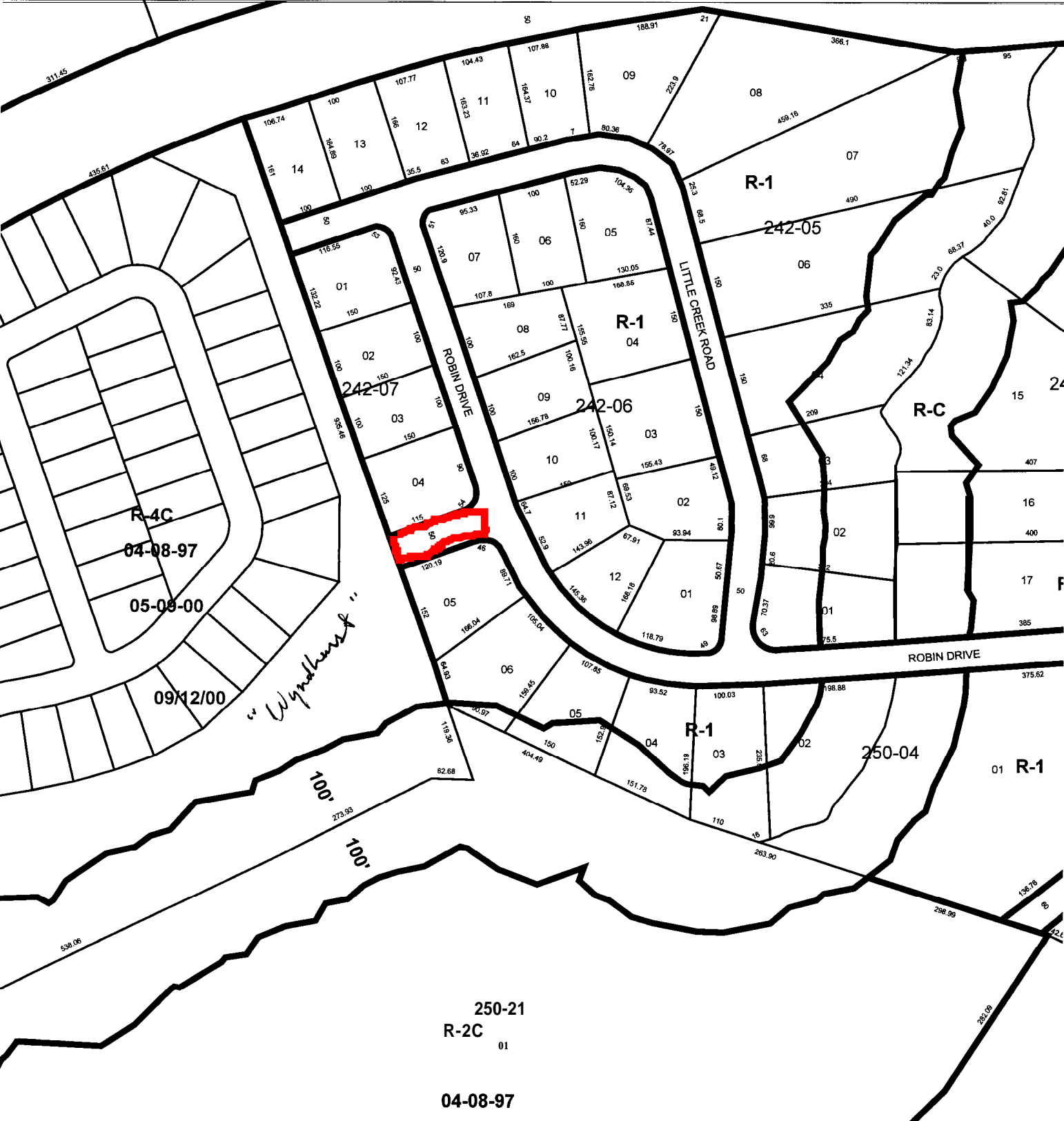
BE IT FURTHER ORDAINED That the Clerk of Council is hereby authorized and directed to deliver a duly-certified copy of this ordinance to the Clerk of the Circuit Court for the City of Lynchburg so that said certified copy of this ordinance may be recorded as deeds are recorded and indexed in the name of the City of Lynchburg.

Adopted:

Certified: _____

Clerk of Council

019P





The City of Lynchburg, Virginia

CITY HALL, LYNCHBURG, VIRGINIA 24505 • (804) 847-1508
FAX • (804) 845-7630

PLANNING DIVISION

January 23, 2002

TO: Patricia W. Kost, Clerk of Council
FROM: Annette M. Chenault, Planner II *amc/bjw.s*

RE: Street Vacation – off Robin Drive between 412 and 500 Robin Drive
Administrative Review: January 22, 2002

On January 22, 2002 the Technical Review Committee (TRC) reviewed a Street Vacation for an area off Robin Drive between 412 and 500 Robin Drive. Following are the comments:

1. The subject project proposes the vacation of a portion of street off Robin Drive between 412 and 500 Robin Drive. Mr. Dennis C. Jacobs., has submitted an application to the City Manager's Office to vacate this right-of-way, and the matter is scheduled to be heard by City Council on February 12.
2. All lots on the street to be vacated have right-of-way frontage on other public streets. Therefore, we have no concerns with the proposed public right-of-way vacation.

Attachment

pc: Technical Review Committee
Dennis C. Jacobs

APPLICATION FOR THE VACATION OF A

STREET

(Street/Alley)

LOCATED BETWEEN

412 ROBIN DR + 500 NORTH DR LYNCHBURG, VA 24502

The undersigned applicant, DENNIS C. JACOBS,
pursuant to the provisions of Section 51.1-364 of the Code of
Virginia, 1950, as amended, and Sections 35-71 to 35-77, both
inclusive, of the Lynchburg City Code, 1981, as amended,
respectfully makes application to the Lynchburg City Council for
the vacation of that certain STREET described as follows:

50' LONG & RIGHT OF WAY BETWEEN 412 ROBIN DR
+ 500 NORTH DR LYNCHBURG VA

The applicant further requests the Lynchburg City Council to
hold a public hearing on this application at its meeting to be
held in the Council Chamber, City Hall, 900 church Street,
Lynchburg, Virginia, on FEBRUARY 13, ²⁰⁰²19 , at 7:30 p.m., or
as soon thereafter as the matter may be heard, and at the
conclusion of which hearing to consider whether Or not to vacate
the above described STREET.

Given under my hand this 4th day of JANUARY,
2002
19.

Devin C. James
Devin C. James 1/4/02
Applicant

412 ROSS DR LYNDENBURG, VA 24502
Address

W (434) 299-7347
H (434) 237-5794
Telephone Number

Donald W. Irby
500 Robin Dr.
Lyb. VA. 24502
434-237-4120

Donald W. Irby

ADJACENT PROPERTY OWNER

HERITAGE NEIGHBORHOOD DEVELOPMENT, LLC
by D.O. ALLEN HOMES, INC., its sole
member

BY Stephen F. Lampmann Pres.
Stephen F. Lampmann, President DATE
812 Moorefield Park Drive, Suite 304
Richmond, VA 23236
804.323.1362

WE CONSENT, PROVIDED ANY
NECESSARY UTILITY EASEMENTS
ARE RETAINED/ESTABLISHED
WITHIN THE RIGHT OF WAY TO
BE ~~RETAINED~~ VACATED

1/21/0